

HOUSE BILL 2741
By McDonald

AN ACT to amend Chapter 67 of the Private Acts of 1953; as amended by Chapter 393 of the Private Acts of 1972; Chapter 29 of the Private Acts of 1973; Chapter 70 of the Private Acts of 1975; Chapter 177 of the Private Acts of 1975; Chapter 67 of the Private Acts of 1975; Chapter 97 of the Private Acts of 1981; Chapter 63 of the Private Acts of 1987; Chapter 84 of the Private Acts of 1995; Chapter 48 of the Private Acts of 1999 and Chapter 101 of the Private Acts of 2000; and any other acts amendatory thereto, relative to powers and duties of the mayor, mayor pro tem and city recorder, attendance at council meetings by city employees, and municipal fines.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 67 of the Private Acts of 1953, as amended by Chapter 97 of the Private Acts of 1981 and any other acts amendatory thereto, is amended in Article I, Section 3 by deleting the first sentence and substituting instead the following:

"Be it further enacted that the corporate authority of said City shall be vested in a Mayor and City Council consisting of seven Aldermen."

SECTION 2. Chapter 67 of the Private Acts of 1953, as amended by Chapter 48 of the Private Acts of 1999 and any other acts amendatory thereto, is amended in Article II, Section 1, by deleting Subsection (27) in its entirety and substituting instead the following:

"Fines, forfeitures, and penalties, etc. To enforce any ordinance, rule or regulation by means of fines, forfeitures and penalties, or by action or proceedings in any Court of competent jurisdiction, or by any one or more of such means and to impose costs as a part thereof, however, no punitive fine, forfeiture, or penalty levied by a Court for violation of a municipal ordinance shall exceed fifty dollars (\$50.00)."

SECTION 3. Chapter 67 of the Private Acts of 1953, and any other acts amendatory thereto, is amended in Article III, Section 7 by deleting the following words from the third sentence:

"and the Superintendent of Public Works"

SECTION 4. Chapter 67 of the Private Acts of 1953, as amended by Chapter 70 of the Private Acts of 1975, Chapter 177 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981 and any other acts amendatory thereto, is amended in Article III, Section 10 by adding the following sentence thereto:

"When acting as Mayor during a temporary absence, but not during a vacancy in said office, the Mayor pro tem shall retain their vote just as when acting as an Alderperson."

SECTION 5. Chapter 67 of the Private Acts of 1953, as amended by Chapter 70 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981, Chapter 84 of the Private Acts of 1995 and any other acts amendatory thereto, is amended in Article X, Section 1 by deleting the word "Mayor" in the third sentence and substituting the words "City Recorder".

SECTION 6. Chapter 67 of the Private Acts of 1953, as amended by Chapter 393 of the Private Acts of 1972, Chapter 97 of the Private Acts of 1981, Chapter 63 of the Private Acts of 1987 and any other acts amendatory thereto, is amended in Article VIII A, Section 1 by adding the words "when so directed by the Mayor or City Council" immediately after the words "at all meetings of the City Council".

SECTION 7. Chapter 67 of the Private Acts of 1953, as amended by Chapter 97 of the Private Acts of 1981, Chapter 63 of the Private Acts of 1987 and any other acts amendatory thereto, is amended in Article VIII B, Section 1 by adding the words "when so directed by the Mayor or City Council" immediately after the words "at all meetings of the City Council".

SECTION 8. Chapter 67 of the Private Acts of 1953, as amended by Chapter 67 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981, Chapter 101 of the Private Acts of 2000 and any other acts amendatory thereto, is amended in Article VIII C, Section 1 by adding the words "when so directed by the Mayor or City Council" immediately after the words "at all meetings of the City Council".

SECTION 9. Chapter 67 of the Private Acts of 1953, as amended by Chapter 29 of the Private Acts of 1973, Chapter 97 of the Private Acts of 1981 and any other acts amendatory thereto, is amended in Article XIII, Section 2 by adding the words "when so directed by the Mayor or City Council" immediately after the words "at all meetings of the City Council".

SECTION 10. Chapter 67 of the Private Acts of 1953, as amended by Chapter 29 of the Private Acts of 1973, Chapter 97 of the Private Acts of 1981 and any other acts amendatory thereto, is amended in Article VII, Section 3 by deleting the words "and shall have the power to accept service of process" from the fifth sentence.

SECTION 11. Chapter 67 of the Private Acts of 1953, as amended by Chapter 73 of the Private Acts of 1975, Chapter 177 of the Private Acts of 1975, Chapter 97 of the Private Acts of 1981 and any other acts amendatory thereto, is amended in Article III, Section 10 by adding the words the following sentence after the first sentence:

"The Mayor shall be eligible to vote for Mayor pro tem."

SECTION 12. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Gallatin. Its approval or nonapproval shall be proclaimed by the presiding officer of the City of Gallatin's legislative body and certified to the secretary of state.

SECTION 13. For the purpose of approving or rejecting the provisions of this act, this act shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 12.